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\*ORDER E-FILED: 6/22/2007\*

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8 Attorneys for Defendant  
United States of America

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

13 RICHARD TAYLOR, ) No. C 03-00604 HRL  
14 Plaintiff, ) STIPULATION AND [PROPOSED]  
15 v. ) ORDER SCHEDULING CASE  
16 UNITED STATES OF AMERICA, ) MANAGEMENT CONFERENCE  
17 UNITED STATES AIR FORCE, and DOES )  
17 1 TO 500, inclusive )  
18 Defendants. )

20 The parties to the above-entitled action, through their attorneys of record, hereby  
21 STIPULATE AND REQUEST as follows:

22 This case was stayed pending a determination by the Department of Labor (“DOL”) as to  
23 whether or not plaintiff Richard Taylor could recover workers compensation benefits relating to  
24 the accident that is the subject of this case. The DOL has recently ruled that Mr. Taylor is not  
25 entitled to receive such benefits. The parties to this litigation believe that the Court can now  
26 resume jurisdiction over the matter. Therefore, the parties request that the Court set a case  
27 management conference so that further scheduling and other issues can be resolved. Such issues  
28 may include the scheduling of briefing and a hearing date for defendant’s summary judgment

STIPULATION AND [PROPOSED] ORDER RE CASE MANAGEMENT CONFERENCE  
No. C 03-00604 HRL 1

1 motion, whether the parties may conduct further discovery, and the setting of a trial date and  
2 related deadlines.

3 The parties request that the case management conference be set on August 7 at 1:30 p.m.

4 Respectfully submitted,

5 DATED: June 21, 2007

CAREY & CAREY

6 \_\_\_\_\_/s/  
7 JERRY Y. FONG  
8 Attorney For Plaintiff Richard Taylor

9 DATED: June 21, 2007

SCOTT N. SCHOOLS  
10 United States Attorney

11 \_\_\_\_\_/s/  
12 CLAIRE T. CORMIER  
13 Assistant United States Attorney

14 **[PROPOSED] ORDER**

15 Upon stipulation of the parties and good cause appearing, IT IS SO ORDERED.

16 The parties shall file a Joint Case Management Statement no later than July 31, 2007.

17 Dated: June 22, 2007

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19 HOWARD R. LLOYD  
20 United States Magistrate Judge  
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